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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|---------------------|------------------|
| 09/852,217 | 05/08/2001 | Mohammad Abdallah | 42390P5193C | 3800 |
| 7590 | 06/23/2004 | | EXAMINER | |
| Brent E. Vecchia BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP Seventh Floor 12400 Wilshire Boulevard Los Angeles, CA 90025-1026 | | | COLEMAN, ERIC | |
| | | | ART UNIT | PAPER NUMBER |
| | | | 2183 | 18 |
| DATE MAILED: 06/23/2004 | | | | |

Please find below and/or attached an Office communication concerning this application or proceeding.

| | | | |
|---|------------------------|---------------------|--|
| Response to Rule 312 Communication | Application No. | Applicant(s) | |
| | 09/852,217 | ABDALLAH ET AL. | |
| | Examiner | Art Unit | |
| | Eric Coleman | 2183 | |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. The amendment filed on 17 May 2004 under 37 CFR 1.312 has been considered, and has been:

- a) entered.
- b) entered as directed to matters of form not affecting the scope of the invention.
- c) disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

- d) disapproved. See explanation below.
- e) entered in part. See explanation below.

The amendment presents substantial issues that would require further consideration and search. The amendment was filed after the time limit for delay of action on the RCE and consequently the notice of allowability previously sent to applicant is still valid. Therefore this amendment which was filed after the mailing of the outstanding notice of allowance is considered a 312 amendment. Consequently due to the substantial issues presented by the 312 amendment it will not be entered..



Eric Coleman
Primary Examiner